

Attorney Docket # 253-9

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Victor Willem Van Beusechem

Int'l Application No.: PCT/EP03/00340

Int'l Filing Date: January 14, 2003

U.S. Appl'n Serial No.: ~~10/275,347~~ 10/561 407

Filed: July 14, 2004

For: VIRUSES WITH ENHANCED LYTIC
POTENCY

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EV569006956US in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450 on

March 25, 2005
(Date of Deposit)

James J. Bitetto

Name of applicant, assignee or Registered Representative

Signature

March 25, 2005
Date of Signature

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

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03/30/2005 MKAYPAGH 00000155 10275347

01 FC:1617

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S I R:

Adjustment date: 05/25/2005 BFRIDIE In order to complete the filing of missing requirements for the above-identified

03/30/2005 MKAYPAGH 00000155 10275347

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application, applicant(s) submit(s) herewith the following:

05/25/2005 BFRIDIE 00000002 10501407

01 FC:1617 [x] Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the US Designated/Elected Office (DO/EO/US).

[x] Executed Declaration and Power of Attorney. The application filed in the U.S. Patent and Trademark Office is the application which the inventor(s) executed by signing the enclosed Declaration.



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/501,407	Victor Willem Van Beusechem	253-9

INTERNATIONAL APPLICATION NO.
PCT/EP03/00340

IA. FILING DATE	PRIORITY DATE
01/14/2003	01/14/2002

24336

KEUSEY, TUTUNJIAN & BITETTO, P.C.
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 PORT WASHINGTON, NY 11050

JAN 28 2005

CONFIRMATION NO. 9615

371 FORMALITIES LETTER



OC000000015019225

Date Mailed: 01/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/14/2004
- Copy of the International Search Report filed on 07/14/2004
- Copy of IPE Report filed on 07/14/2004
- Preliminary Amendments filed on 07/14/2004
- Information Disclosure Statements filed on 07/14/2004
- Oath or Declaration filed on 07/14/2004
- U.S. Basic National Fees filed on 07/14/2004
- Substitute Specification filed on 07/14/2004
- Priority Documents filed on 07/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c) and PCT Rule 5.2(a).
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e) and PCT Rule 13ter.1(a)(ii).
 - **APPLICANT MUST PROVIDE:**
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 305-3659

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/501,407	PCT/EP03/00340	253-9